

UNITED STATES DISTRICT COURT  
DISTRICT OF MINNESOTA

Daniel A. Kalm,

Civil 05-1165 JNE/FLN

Petitioner,

v.

O R D E R

Joan Fabian, Commissioner of  
Corrections, and Robert Fenis,  
Warden MCF-Ruch City,

Respondents.

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Based upon the Findings of Fact, Conclusions of Law, and Recommendation by  
United States Magistrate Judge Franklin L. Noel dated February 3, 2006, all the files and  
records, and no objections having been filed to said Report and Recommendation,

**IT IS HEREBY ORDERED** that Petitioner's Petition for Writ of Habeas Corpus  
[#1] is DENIED, and this action is DISMISSED WITH PREJUDICE.

DATED: \_\_ March 2, 2006.  
at Minneapolis, Minnesota

s/ Joan N. Ericksen  
JUDGE JOAN N. ERICKSEN  
United States District Court